EXHIBIT 5

1 2	MICHAEL A. JACOBS (CA SBN 111664) MJacobs@mofo.com ARTURO J. GONZÁLEZ (CA SBN 121490)	
3	AGonzalez@mofo.com ERIC A. TATE (CA SBN 178719)	
4	ETate@mofo.com RUDY Y. KIM (CA SBN 199426)	
5	RudyKim@mofo.com MORRISON & FOERSTER LLP	
6	425 Market Street San Francisco, California 94105-2482	
7	Telephone: 415.268.7000 Facsimile: 415.268.7522	
8	KAREN L. DUNN (<i>Pro Hac Vice</i>) kdunn@bsfllp.com	
9	HAMISH P.M. HUME (<i>Pro Hac Vice</i>) hhume@bsfllp.com	
10	BOIES SCHILLER FLEXNER LLP 1401 New York Avenue, N.W.	
11	Washington DC 20005 Telephone: 202.237.2727	
12	Facsimile: 202.237.6131	
13	Attorneys for Defendants UBER TECHNOLOGIES, INC.	
14	and OTTOMOTTO LLC	
15	UNITED STATES DIS	STRICT COURT
16	NORTHERN DISTRICT	OF CALIFORNIA
17	SAN FRANCISCO	O DIVISION
18	WAYMO LLC,	Case No. 3:17-cv-00939-WHA
19	Plaintiff,	DEFENDANTS UBER
20	V.	TECHNOLOGIES, INC. AND OTTOMOTTO LLC'S AMENDED INITIAL DISCLOSURES
21	UBER TECHNOLOGIES, INC., OTTOMOTTO LLC; OTTO TRUCKING LLC,	Judge: Honorable William H. Alsup
22	Defendants.	Trial Date: October 10, 2017
23	Defendants.	111df Date. October 10, 2017
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PRELIMINARY STATEMENT

Pursuant to Federal Rules of Civil Procedure 26(a)(1), Defendants Uber Technologies, Inc. ("Uber") and Ottomotto LLC ("Ottomotto") (collectively, "Defendants") hereby amend and supplement its initial disclosures to Plaintiff Waymo LLC.

Defendants provide these disclosures subject to and without waiving any applicable privilege, doctrine, or right, including without limitation the attorney-client privilege, the joint defense/common interest privilege, the work product doctrine, and all other rights and privileges recognized under the laws of the United States, the State of California, and all relevant jurisdictions. By these disclosures, Defendants do not concede the relevance or admissibility of any particular information. Defendants make these disclosures based on information currently available to them. Defendants reserve the right to amend or supplement these disclosures and to present additional evidence to support their defenses with any filing or during any proceeding in this action, including trial, in accordance with the Court's Case Management Order (Dkt. 562).

INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION A. [Fed. R. Civ. P. 26(a)(1)(A)(i)]

Defendants identify the following individuals who may have discoverable information that Defendants may use to support their defenses in this case. Waymo¹ should contact any current or former employee, agent, or other representative of Defendants only through Defendants' counsel of record, unless otherwise specified. Additionally, individuals described as having knowledge of the "Stroz due diligence for the Uber/Ottomotto acquisition" are noted with an asterisk (*) because these individuals would be used to support Defendants' defenses in this case, or would testify about that subject, if and only if that subject is found not to be privileged.

DEFENDANTS' UBER TECHNOLOGIES, INC. AND OTTOMOTTO LLC'S AMENDED INITIAL DISCLOSURES Case No. 3:17-cv-00939-WHA sf-3750758

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^{1 &}quot;Waymo" refers to Waymo LLC (previously Project Chauffeur), Google Inc., and Alphabet Inc.

Case 3:17-cv-00939-WHA Document 783-5 Filed 06/30/17 Page 4 of 36

Persons	Address	Knowledge
Travis Kalanick	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	Defendants' business model and strategy for autonomous vehicles; Defendants' non-misappropriation of Waymo's trade secrets; Uber's decision to acquire Ottomotto; steps taken by Defendants to prevent trade secrets from prior employers coming to Defendants; Defendants' autonomous vehicle program; March 11, 2016 meeting with Anthony Levandowski; knowledge of Waymo's discussions with Defendants regarding a partnership with Defendants in the self-driving vehicle/ride-sharing space; Defendants' employment of Anthony Levandowski; Defendants' termination of Anthony Levandowski
Jeff Holden	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	Defendants' business model and strategy for autonomous vehicles; Defendants' autonomous vehicle program; Uber's decision to acquire Ottomotto; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order
		Temedy order

Case 3:17-cv-00939-WHA Document 783-5 Filed 06/30/17 Page 5 of 36

Persons	Address	Knowledge
Anthony Levandowski	Address Contact Mr. Levandowski's counsel: Ismail Ramsey or Miles Ehrlich Ramsey & Ehrlich LLP 803 Hearst Avenue Berkeley, CA 94710	Nature of employment at Waymo and Defendants; design and development of Defendants' LiDAR; Defendants' autonomous vehicle program; Defendants' nonmisappropriation of Waymo's trade secrets; the inventions disclosed and claimed in the '922 and '464 patents, including conception and reduction to practice; the preparation and filing of the '922 and '464 patents; business of Otto Trucking LLC; knowledge of Odin Wave LLC and Tyto LiDAR LLC; Waymo's employee policies concerning confidential and trade secret information,
		including with respect to hardware; knowledge of the Project Chauffeur bonus program; March 11, 2016 meeting with Anthony Levandowski; Stroz due diligence for the Uber/Ottomotto acquisition*
Radu Raduta	Contact Mr. Raduta's counsel: Mary McNamara Swanson & McNamara LLP 300 Montgomery Street, Suite 1100 San Francisco, CA 94104 Phone: (415) 477-3800 Fax: (415) 477-9010 Email: mary@smllp.law	Nature of employment at Waymo and Defendants; Defendants' non-misappropriation of Waymo's trade secrets

1	Persons	Address	Knowledge
2	Sameer Kshirsagar	Contact Mr. Kshirsagar's counsel:	Nature of employment at
			Waymo and Defendants; Defendants' non-
3		Mark Punzalan Punzalan Law, P.C.	misappropriation of
4		600 Allerton Street, Suite 201	Waymo's trade secrets
5		Redwood City, CA 94063	
6		Phone: (650) 481-8112 Fax: (650) 362-4151	
7		Email: markp@punzalanlaw.com	
8	James Haslim	[Contact through counsel of record]	Design and development of Defendants' LiDAR;
9		Uber Technologies, Inc.	Defendants' non- misappropriation of
10		1455 Market Street, Floor 4 San Francisco, CA 94103	Waymo's trade secrets; knowledge of Odin
11			Wave LLC and Tyto LiDAR LLC; confirmation of the absence of evidence of
12			trade secret misappropriation through and during
13 14			compliance with the Court's provisional remedy order
15	Adam Kenvarg	[Contact through counsel of record]	Design and development of Defendants' LiDAR;
16		Uber Technologies, Inc.	Defendants' non- misappropriation of
17		1455 Market Street, Floor 4 San Francisco, CA 94103	Waymo's trade secrets; confirmation of the absence
18			of evidence of trade secret misappropriation through and during compliance with
19			the Court's provisional remedy order; inspection
20			pursuant to the Court's provisional remedy order
21	William Treichler	[Contact through counsel of record]	Design and development of Defendants' LiDAR;
22		Uber Technologies, Inc.	Defendants' non-
23		1455 Market Street, Floor 4	misappropriation of Waymo's trade secrets;
24		San Francisco, CA 94103	confirmation of the absence of evidence of trade secret
25			misappropriation through and during compliance with
26			the Court's provisional remedy order
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Case 3:17-cv-00939-WHA Document 783-5 Filed 06/30/17 Page 7 of 36

1	Persons	Address	Knowledge
2 3 4 5 6 7	Florin Ignatescu	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	Design and development of Defendants' LiDAR; Defendants' non-misappropriation of Waymo's trade secrets; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order
8	Gaetan Pennecot	[Contact through counsel of record]	Design and development of Defendants' LiDAR;
9		Uber Technologies, Inc.	Defendants' non-misappropriation of
10		1455 Market Street, Floor 4 San Francisco, CA 94103	Waymo's trade secrets; the inventions disclosed and
11		,	claimed in the '922 and '464 patents, including
12			conception and reduction to practice; the preparation and
13			filing of the '922 and '464 patents; nature of
14			employment at Waymo; Waymo's employee policies
15			concerning confidential and trade secret information,
16			including with respect to hardware; knowledge of the
17			Project Chauffeur bonus program; confirmation of the
18			absence of evidence of trade secret misappropriation
19			through and during compliance with the Court's
20			provisional remedy order
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Defendants' Uber Technologies, Inc. and Ottomotto LLC's Amended Initial Disclosures Case No. 3:17-cv-00939-WHA sf-3750758

1	Persons	Address	Knowledge
	Daniel Gruver	[Contact through counsel of record]	Design and development of
2	Daniel Gluvei	[Contact through counsel of feeold]	Defendants' LiDAR;
3		Uber Technologies, Inc.	Defendants' non- misappropriation of
4		1455 Market Street, Floor 4 San Francisco, CA 94103	Waymo's trade secrets; the inventions disclosed and
5		Sun Francisco, CFF 7 FF05	claimed in the '922 and
6			'464 patents, including conception and reduction to
7			practice; the preparation and filing of the '922 and '464 patents; nature of
8			employment at Waymo; Waymo's employee policies
9			concerning confidential and trade secret information,
10			including with respect to
11			hardware; knowledge of the Project Chauffeur bonus
12			program; confirmation of the absence of evidence of trade
13			secret misappropriation through and during
14			compliance with the Court's provisional remedy order
	Scott Boehmke	[Contact through counsel of record]	Design and development of
15		Y77	Defendants' LiDAR; Defendants' non-
16		Uber Technologies, Inc. Advanced Technologies Center	misappropriation of Waymo's trade secrets;
17		100 32nd St, Pittsburgh, PA 15201	inspection pursuant to the
18			Court's provisional remedy order; confirmation of the
19			absence of evidence of trade secret misappropriation
20			through and during compliance with the Court's
21			provisional remedy order
22	Jim Gasbarro	[Contact through counsel of record]	Design and development of Defendants' LiDAR;
23		Uber Technologies, Inc.	Defendants' non- misappropriation of
		Advanced Technologies Center 100 32nd St, Pittsburgh, PA 15201	Waymo's trade secrets;
24		100 52110 St, PHISDUIGH, PA 15201	confirmation of the absence of evidence of trade secret
25			misappropriation through and during compliance with
26			the Court's provisional remedy order
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1	Persons	Address	Knowledge
2 3 4 5 6	Robert Doll	[Contact through counsel of record] Uber Technologies, Inc. Advanced Technologies Center 100 32nd St, Pittsburgh, PA 15201	Design and development of Defendants' LiDAR; Defendants' non-misappropriation of Waymo's trade secrets; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional
7			remedy order
8	Eric Meyhofer	[Contact through counsel of record] Uber Technologies, Inc.	Design and development of Defendants' LiDAR; Defendants' autonomous
10		Advanced Technologies Center 100 32nd St, Pittsburgh, PA 15201	vehicle program; Defendants' non- misappropriation of
11			Waymo's trade secrets; Defendants' business model and strategy for autonomous
12 13			vehicles; Uber's decision to acquire Ottomotto; termination of Anthony
14			Levandowski; confirmation of the absence of evidence of
15			trade secret misappropriation through and during compliance with the Court's
16			provisional remedy order
17	John Bares	[Contact through counsel of record]	Design and development of Defendants' LiDAR;
18 19		Uber Technologies, Inc. Advanced Technologies Center	Defendants' autonomous vehicle program; Defendants' non-
20		100 32nd St, Pittsburgh, PA 15201	misappropriation of Waymo's trade secrets;
21			Defendants' business model and strategy for autonomous vehicles; Uber's decision to
22			acquire Ottomotto; steps taken by Defendants to
23			prevent trade secrets from prior employers of
24			Defendants' employees coming to Defendants;
25			confirmation of the absence of evidence of trade secret misappropriation through
2627			and during compliance with the Court's provisional
28			remedy order

1	Persons	Address	Knowledge
2 3 4 5 6 7 8 9	Asheem Linaval	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	Design and development of Defendants' LiDAR; Defendants' non-misappropriation of Waymo's trade secrets; Waymo's policies as it relates to contractors concerning confidential and trade secret information; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order
10 11 12	Michael Karasoff	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4	Design and development of Defendants' LiDAR; Defendants' non- misappropriation of Waymo's trade secrets;
13 14 15 16		San Francisco, CA 94103	knowledge of Odin Wave LLC and Tyto LiDAR LLC; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order
17 18 19 20 21	Matthew Palomar	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	Design and development of Defendants' LiDAR; Defendants' non-misappropriation of Waymo's trade secrets; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order
22 23 24 25 26 27 28	Daniel Ratner	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	Design and development of Defendants' LiDAR; Defendants' non-misappropriation of Waymo's trade secrets; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order

Case 3:17-cv-00939-WHA Document 783-5 Filed 06/30/17 Page 11 of 36

1	Persons	Address	Knowledge
2	Max Levandowski	[Contact through counsel of record]	Design and development of Defendants' LiDAR;
3		Uber Technologies, Inc.	Defendants' non- misappropriation of
4		1455 Market Street, Floor 4 San Francisco, CA 94103	Waymo's trade secrets; confirmation of the absence
5			of evidence of trade secret misappropriation through
6			and during compliance with the Court's provisional
7			remedy order
8	George Lagui	[Contact through counsel of record]	Design and development of Defendants' LiDAR;
9		Uber Technologies, Inc.	Defendants' non- misappropriation of
10		1455 Market Street, Floor 4 San Francisco, CA 94103	Waymo's trade secrets; confirmation of the absence
11			of evidence of trade secret misappropriation through
12			and during compliance with the Court's provisional
13			remedy order
14			

1	D.	A 12	17 1 1
	Persons	Address [Contact through council of record]	Knowledge Notice of ampleyment at
2	Lior Ron	[Contact through counsel of record]	Nature of employment at Waymo and Defendants;
3		Uber Technologies, Inc.	Anthony Levandowski's
4		1455 Market Street, Floor 4	departure from Waymo; Waymo's policies
5		San Francisco, CA 94103	surrounding side projects and side businesses; knowledge
6			of Waymo employee involvement in side projects
7			and side businesses, including that of Anthony
8			Levandowski; knowledge of the Project Chauffeur bonus program; steps taken by
9			Defendants to prevent trade
10			secrets from prior employers of Defendants' employees coming to Defendants;
11			Defendants' non- misappropriation of
12			Waymo's trade secrets;
13			formation, purpose, and business of Otto
14			Trucking LLC; formation, purpose, and business of
			Ottomotto; Ottomotto's decision to be acquired by
15			Uber; March 11, 2016
16			meeting with Anthony Levandowski; Stroz due
17			diligence for the Uber/Ottomotto acquisition*;
18			confirmation of the absence of evidence of trade secret
19			misappropriation through and during compliance with
20			the Court's provisional remedy order
21	Brent Schwarz	[Contact through counsel of record]	Defendants' non-
22			misappropriation of Waymo's trade secrets;
23		Uber Technologies, Inc. 1455 Market Street, Floor 4	knowledge of Odin Wave
		San Francisco, CA 94103	LLC and Tyto LiDAR LLC; confirmation of the absence
24			of evidence of trade secret misappropriation through
25			and during compliance with
26			the Court's provisional remedy order
27	_		

1	Persons	Address	Knowledge
2	Cameron Poetzscher	[Contact through counsel of record]	Defendants' non-
3		Uber Technologies, Inc.	misappropriation of Waymo's trade secrets;
4		1455 Market Street, Floor 4	business of Otto Trucking LLC; Uber's
5		San Francisco, CA 94103	decision to acquire Ottomotto; March 11, 2016
6			meeting with Anthony Levandowski; Stroz due diligence for the
7			Uber/Ottomotto acquisition*; confirmation of the absence
8			of evidence of trade secret misappropriation through
9			and during compliance with the Court's provisional remedy order
10 11	Nina Qi	[Contact through counsel of record]	Defendants' non-
12		Uber Technologies, Inc.	misappropriation of Waymo's trade secrets; business of Otto
13		1455 Market Street, Floor 4 San Francisco, CA 94103	Trucking LLC; Uber's decision to acquire
14			Ottomotto; March 11, 2016 meeting with Anthony
15			Levandowski; confirmation of the absence of evidence of
16			trade secret misappropriation through and during
17			compliance with the Court's provisional remedy order
18	Adam Bentley	[Contact through counsel of record]	Formation, purpose, and business of Otto
19		Uber Technologies, Inc.	Trucking LLC; formation, purpose, and business of
20		1455 Market Street, Floor 4	Ottomotto; Ottomotto's
21		San Francisco, CA 94103	decision to be acquired by Defendants and structure of the acquisition; knowledge
22			of Odin Wave LLC and Tyto LiDAR LLC; submissions to
23			the Nevada Department of Motor Vehicles; Stroz due
24			diligence for the Uber/Ottomotto acquisition*;
25			confirmation of the absence of evidence of trade secret
26			misappropriation through and during compliance with
27			the Court's provisional remedy order
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Case 3:17-cv-00939-WHA Document 783-5 Filed 06/30/17 Page 14 of 36

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1	Persons	Address	Knowledge
2	Ognen Stojanovski	[Contact through counsel of record]	Knowledge of Odin Wave LLC, Tyto
3		Uber Technologies, Inc.	LiDAR LLC, and Sandstone Group LLC; confirmation of
4		1455 Market Street, Floor 4 San Francisco, CA 94103	the absence of evidence of trade secret misappropriation
5			through and during compliance with the Court's
6			provisional remedy order
7	Rhian Morgan	[Contact through counsel of record]	Hiring and onboarding process for Ottomotto,
8		Uber Technologies, Inc.	including hiring agreements; steps taken by Defendants to
9		1455 Market Street, Floor 4 San Francisco, CA 94103	prevent trade secrets from prior employers of
10			Defendants' employees coming to Defendants;
11			confirmation of the absence of evidence of trade secret
12			misappropriation through and during compliance with
13			the Court's provisional remedy order
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1	Persons	Address	Knowledge
2	Don Burnette	[Contact through counsel of record]	Nature of employment at
3		Uber Technologies, Inc.	Waymo and Defendants; Defendants' non-
4		1455 Market Street, Floor 4	misappropriation of Waymo's trade secrets;
5		San Francisco, CA 94103	formation, purpose, and business of Ottomotto;
6			Ottomotto's decision to be acquired by Defendants;
7			Development and operation of Waymo's autonomous
8			vehicle program; Anthony Levandowski's departure
9			from Waymo; Waymo's policies surrounding side
10			projects and side businesses; knowledge of Waymo
10			employee involvement in side projects and side
			businesses; knowledge of the Project Chauffeur bonus
12			program; Stroz due diligence for the Uber/Ottomotto
13			acquisition*; confirmation of the absence of evidence of
14			trade secret misappropriation
15			through and during compliance with the Court's
16	Soren Juelsgaard*	[Contact through counsel of record]	provisional remedy order Stroz due diligence for the
17			Uber/Ottomotto acquisition*; Defendants' non-
18		Uber Technologies, Inc. 1455 Market Street, Floor 4	misappropriation of Waymo's trade secrets;
19		San Francisco, CA 94103	confirmation of the absence of evidence of trade secret
20			misappropriation through and during compliance with
21			the Court's provisional remedy order
22	Colin Sebern*	[Contact through counsel of record]	Stroz due diligence for the
23			Uber/Ottomotto acquisition*; Defendants' non-
24		Uber Technologies, Inc. 1455 Market Street, Floor 4	misappropriation of Waymo's trade secrets;
25		San Francisco, CA 94103	confirmation of the absence of evidence of trade secret
26			misappropriation through and during compliance with
27			the Court's provisional remedy order
28			remedy order

Case 3:17-cv-00939-WHA Document 783-5 Filed 06/30/17 Page 16 of 36

1	Persons	Address	Knowledge
2	Brian McClendon	[Contact through counsel of record]	Development and operation
3		Uber Technologies, Inc.	of Waymo's autonomous vehicle program; Waymo's
4		1455 Market Street, Floor 4	employee policies concerning confidential and
5		San Francisco, CA 94103	trade secret information; Waymo's policies
6			surrounding side projects and side businesses; knowledge of Waymo employee
7			involvement in side projects and side businesses,
8			including that of Anthony Levandowski; knowledge of
9			the Project Chauffeur bonus program; introduction of
10			Anthony Levandowski to Defendants; confirmation of the absence of evidence of
12			trade secret misappropriation through and during
13			compliance with the Court's provisional remedy order
14	Justin Suhr	[Contact through counsel of record]	Stroz due diligence for the Uber/Ottomotto acquisition*;
15		Uber Technologies, Inc.	Uber's decision to acquire Ottomotto and structure of
16		1455 Market Street, Floor 4 San Francisco, CA 94103	the acquisition; confirmation of the absence of evidence of trade secret misappropriation
17 18			through and during compliance with the Court's provisional remedy order
19	Angela Padilla	[Contact through counsel of record]	Termination of Anthony
20		Uber Technologies, Inc.	Levandowski; Stroz due diligence for the
21		1455 Market Street, Floor 4	Uber/Ottomotto acquisition*; confirmation of the absence
22		San Francisco, CA 94103	of evidence of trade secret misappropriation through
23			and during compliance with the Court's provisional
24			remedy order
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1	Persons	Address	Knowledge
2	Andrew Glickman	[Contact through counsel of record]	Stroz due diligence for the
3 4 5	7 Marew Grickman	Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	Uber/Ottomotto acquisition*; Uber's decision to acquire Ottomotto and structure of the acquisition; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's
6			provisional remedy order
7 8	Eric Friedberg*	Stroz Friedberg 32 Avenue of the Americas, Floor 4	Stroz due diligence for the Uber/Ottomotto acquisition*
9		New York, NY 10013 Phone: (212) 981-6540	
10 11	Mary Fulginiti*	Stroz Friedberg 1925 Century Park, East Suite 1350 Los Angeles, CA 90067	Stroz due diligence for the Uber/Ottomotto acquisition*
		Phone: (310) 623-3300	
12	Judith Branham*	Stroz Friedberg	Stroz due diligence for the
13 14		330 Second Avenue South, Suite 335 Minneapolis, MN 55401 Phone: (612) 605-3000	Uber/Ottomotto acquisition*
15 16 17	Melanie Maugeri*	Stroz Friedberg 101 Montgomery Street, Suite 2200 San Francisco, CA 94104 Phone: (415) 671-4720	Stroz due diligence for the Uber/Ottomotto acquisition*
18	Eric Amdursky*	[Contact through O'Melveny and Myers LLP General Counsel]	Stroz due diligence for the Uber/Ottomotto acquisition*
19		Martin S. Checov	
20		O'Melveny & Myers LLP	
21		Two Embarcadero Center, 28th Floor San Francisco, CA 94111	
22		Phone: (415) 984-8713	
23	Paul Sieben*	[Contact through O'Melveny and Myers LLP General Counsel]	Stroz due diligence for the Uber/Ottomotto acquisition*
24		Martin S. Checov	
25		O'Melveny & Myers LLP	
26		Two Embarcadero Center, 28th Floor San Francisco, CA 94111	
27		Phone: (415) 984-8713	
28			

Persons	Address	Knowledge
Eric Tate† ²	Morrison & Foerster LLP 425 Market Street San Francisco, CA 94105 Phone: (415) 268-7000	Stroz due diligence for the Uber/Ottomotto acquisition*; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order
Rudy Kim†	Morrison & Foerster LLP 755 Page Mill Road Palo Alto, CA 94304 Phone: (650) 813-5600	Intellectual property due diligence for the Uber/Ottomotto acquisition*; inspection pursuant to the Court's provisional remedy order
Shouvik Biswas*†	Morrison & Foerster LLP 1650 Tysons Boulevard, Suite 400 McLean, VA 22102 Phone: (703) 760-7700	Intellectual property due diligence for the Uber/Ottomotto acquisition*
Wendy Ray†	Morrison & Foerster LLP 707 Wilshire Boulevard Los Angeles, CA 90017-3543 Phone: (213) 892-5200	Confirmation of the absence of evidence of trade secret misappropriation; inspection pursuant to the Court's provisional remedy order
Daniel Muino†	Morrison & Foerster LLP 2000 Pennsylvania Avenue, NW Suite 6000 Washington, D.C. 20006 Phone: (202) 887-1500	Inspection pursuant to the Court's provisional remedy order
Esther Kim Chang†	Morrison & Foerster LLP 425 Market Street San Francisco, CA 94105 Phone: (415) 268-7000	Inspection pursuant to the Court's provisional remedy order
Sylvia Rivera†	Morrison & Foerster LLP 707 Wilshire Boulevard Los Angeles, CA 90017-3543 Phone: (213) 892-5200	Confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order

² In view of the rapid pace of this litigation and the Court's order requiring initial disclosures by June 21, 2017, Defendants are listing certain outside counsel as potential witnesses out of an abundance of caution. Such outside counsel are indicated with †. Defendants expect to resolve, through resolution of pending privilege issues and discussions with opposing counsel and the Court, whether any of these potential witnesses will in fact be called as witnesses at trial.

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Address Stroz Friedberg 32 Avenue of the Americas, Floor 4 New York, NY 10013	Forensic examination of Uber-issued devices and data; confirmation of the
Phone: (212) 981-6540	absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order
Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; Waymo's business plans; knowledge of discussions with Defendants regarding a partnership with Defendants in the self-driving vehicle/ride-sharing space; knowledge of the Project Chauffeur bonus program;
Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Inventions disclosed and claimed in the '922, '464, and '936 patents, including conception and reduction to practice; the preparation and filing of the '922, '464, and '936 patents; Waymo's employee policies concerning confidential and trade secret information, including with respect to hardware; the design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets.
	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043 Waymo LLC 1600 Amphitheatre Parkway

Persons	Address	Knowledge
William McCann	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information
Ben Ingram	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information
Bernard Fidric	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information
Luke Wachter	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information
Dmitri Dolgov	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski
	William McCann Ben Ingram Bernard Fidric Luke Wachter	William McCann Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043 Ben Ingram Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043 Bernard Fidric Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043 Luke Wachter Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043 Dmitri Dolgov Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043

1	Persons	Address	Knowledge
2 3 4 5 6 7 8 9	Nathaniel Fairfield	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski
10 11 12 13 14 15 16 17	Andrew Chatham	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski
18 19 20 21 22	Rahim Pardhan	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information
23 24 25 26 27	Blaise Gassend	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information

Persons	Address	Knowledge
Mark Shand	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski
Andrew Schultz	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information
Ryan Andrade	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information
Drew Ulrich	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Inventions disclosed and claimed in the '922 and '464 patents, including conception and reduction to
		practice; the preparation and filing of the '922 and '464 patents; Waymo's
		employee policies concerning confidential and trade secret information; the design, development, and
		operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets
	Andrew Schultz Ryan Andrade	Mark Shand Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043 Andrew Schultz Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043 Ryan Andrade Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043 Drew Ulrich Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043

Persons	Address	Knowledge
Zachary Morris	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Inventions disclosed and claimed in the '922 and '464 patents, including conception and reduction a filing of the '922 and '464 patents; Waymo's employee policies concerning confidential artrade secret information; the design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets
Samuel Lenius	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Invention disclosed and claimed in the '936 patent including conception and reduction to practice; the preparation and filing of the '936 patent; Waymo's employee policies concerning confidential art rade secret information; the design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets
Ionut Dorel Iordache	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Design, development, and operation of Waymo's LiDAR systems, self-drivicar project, and purported trade secrets; Waymo's employee policies concerning confidential artrade secret information
Daniel Chu	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Estimates and forecasts of ride-sharing market and Waymo's share of ride-sharing market; Waymo's business and strategic plar (and plans generally) for the ride-sharing market, including projections for revenue generation and profitability

Persons	Address	Knowledge
Gerard Dwyer	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Estimates and forecasts of ride-sharing market and Waymo's share of ride-sharing market; Waymo's business and strategic plans (and plans generally) for the ride-sharing market, including projections for revenue generation and
Jennifer Haroon	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Estimates and forecasts of ride-sharing market and Waymo's share of ride-sharing market; Waymo's business and strategic plans (and plans generally) for the ride-sharing market, including projections for revenue generation and profitability
Joanne Chin	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Waymo's employee policies concerning confidential and trade secret information; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski
Gary Brown	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Waymo's first awareness of alleged trade secret misappropriation; Waymo's forensic investigation into alleged misappropriation of trade secret misappropriation
Michael Janosko	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Waymo's measures to protect the security of Waymo's confidential documents, servers, and SVN repository; Waymo's employee policies concerning confidential and trade secret information

Persons	Address	Knowledge
Kristinn Gudjonsson	Waymo LLC	Waymo's measures to
	1600 Amphitheatre Parkway	protect the security of
	Mountain View, CA 94043	Waymo's confidential
		documents, servers, and SVN repository; Waymo's
		employee policies
		concerning confidential and
		trade secret information;
		Waymo's forensic
		investigation into alleged
		misappropriation of trade secret misappropriation
Tim Willis	Waymo LLC	Waymo's supply chain
I IIII VV IIIIS	1600 Amphitheatre Parkway	operations; Waymo's
	Mountain View, CA 94043	employee policies
	Woulden View, CA 94043	concerning confidential and
		trade secret information
Sean Noyce	Waymo LLC	Waymo's supply chain
	1600 Amphitheatre Parkway	operations; Waymo's employee policies
	Mountain View, CA 94043	concerning confidential an
		trade secret information
Jai Krishnan	Waymo LLC	Waymo's supply chain
	1600 Amphitheatre Parkway	operations; Waymo's employee policies
	Mountain View, CA 94043	concerning confidential an
		trade secret information
William Grossman	Waymo LLC	Waymo's knowledge of
	1600 Amphitheatre Parkway	Defendants' LiDAR design
	Mountain View, CA 94043	Waymo's employee policie
		concerning confidential an trade secret information;
		Waymo's receipt of
		correspondence containing
		Defendants' LiDAR design
Ron Medford	Waymo LLC	Waymo's filings,
	1600 Amphitheatre Parkway	submissions, applications,
	Mountain View, CA 94043	certifications made to publ entities pertaining to its sel
		driving cars and the use of
		lasers in autonomous
		vehicles

Persons	Address	Knowledge
Waymo Human Resources Manager	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Waymo's policies concerning confidential and trade secret information; Waymo employment and compensation issues; Project Chauffeur bonus program
Chelsea Bailey	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Waymo's policies concerning confidential and trade secret information; Waymo employment and compensation issues; Project Chauffeur bonus program
Meiling Tan	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Marketing of Waymo's autonomous vehicle program; Waymo's business plans; Waymo's strategy regarding its business model with respect to self-driving car technology; Waymo's partnerships in the self-driving car space; Waymo's business and strategic plans (and plans generally) for the ride-sharing market, including projections for revenue generation and profitability
Individuals most knowledgeable about Waymo's business, confidentiality policies, self-driving vehicle program, LiDAR systems, and employment and compensation policies and practices	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Development and operation of Waymo's autonomous vehicle program; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; the design, development, and operation of Waymo's

1	Persons	Address	Knowledge
2	David Krane	Google Ventures	Development and operation
3		1600 Amphitheatre Parkway Mountain View, CA 94043	of Waymo's autonomous vehicle program; Anthony
4		Wountain View, CA 74043	Levandowski's departure from Waymo; Waymo's
5			policies surrounding side projects and side businesses;
6			knowledge of Waymo employee involvement in
7			side projects and side businesses, including that of
8			Anthony Levandowski; Waymo's business plans; knowledge of discussions
9			with Defendants regarding a
10			partnership with Defendants in the self-driving vehicle/ride-sharing space
11	David Lu	Google Ventures	Development and operation
12		1600 Amphitheatre Parkway Mountain View, CA 94043	of Waymo's autonomous vehicle program; Anthony
13		17704114111	Levandowski's departure from Waymo; Waymo's
14			policies surrounding side projects and side businesses;
15			knowledge of Waymo employee involvement in
16			side projects and side businesses, including that of
17			Anthony Levandowski; Waymo's business plans;
18			Waymo's strategy regarding its business model with
19			respect to self-driving car technology; Waymo's
20			business and strategic plans (and plans generally) for the
21			ride-sharing market, including projections for
22			revenue generation and profitability; Waymo's
23			partnerships in the self- driving car space; knowledge
24			of discussions with Defendants regarding a
25			partnership with Defendants in the self-driving
26			vehicle/ride-sharing space
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Persons	Address	Knowledge
Larry Page	Alphabet Inc. 1600 Amphitheatre Parkway Mountain View, CA 94043	Development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesses knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; Waymo's business plans; knowledge of discussions with Defendants regarding partnership with Defendant in the self-driving vehicle/ride-sharing space; knowledge of the Project Chauffeur bonus program;
Sergey Brin	Alphabet Inc. 1600 Amphitheatre Parkway Mountain View, CA 94043	Development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesse knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski
Eric Schmidt	Alphabet Inc. 1600 Amphitheatre Parkway Mountain View, CA 94043	Development of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo
David Drummond	Alphabet Inc. 1600 Amphitheatre Parkway Mountain View, CA 94043	Waymo's knowledge of Defendants' autonomous vehicle program; knowledg of Waymo's discussions with Defendants regarding a partnership with Defendant in the self-driving vehicle/ride-sharing space.

Case 3:17-cv-00939-WHA Document 783-5 Filed 06/30/17 Page 29 of 36

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	Persons	Address	Knowledge
2 3	Chris Urmson	1777 Latham Street Mountain View, CA 94041	Development and operation of Waymo's autonomous vehicle program; Anthony
ļ.			Levandowski's departure from Waymo; Waymo's
5			employee policies concerning confidential and trade secret information;
5			Waymo's policies surrounding side projects and
			side businesses; knowledge of Waymo employee involvement in side projects
3			and side businesses, including that of Anthony
$\begin{bmatrix} \\ 0 \end{bmatrix}$			Levandowski; knowledge of the Project Chauffeur bonus
			program;
$\begin{bmatrix} 1 \\ 2 \end{bmatrix}$	Bryan Salesky	Argo AI 40 24th Street	Development and operation of Waymo's autonomous
3		Pittsburgh, PA 15222	vehicle program; Anthony Levandowski's departure from Waymo; Waymo's
4			employee policies concerning confidential and
5			trade secret information; Waymo's policies surrounding side projects and
6			side businesses; knowledge of Waymo employee
7			involvement in side projects and side businesses,
8 9			including that of Anthony Levandowski
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1	Persons	Address	Knowledge
2	Sebastian Thrun	Udacity, Inc.	Development and operation
3		2465 Latham Street Mountain View, CA 94040	of Waymo's autonomous vehicle program; Anthony
4		Mountain View, CA 74040	Levandowski's departure from Waymo; knowledge of
5			the Project Chauffeur bonus program; Waymo's
6			employee policies concerning confidential and trade secret information;
7			Waymo's policies surrounding side projects and
8			side businesses; knowledge of Waymo employee
9			involvement in side projects and side businesses, including that of Anthony
10			Levandowski
11	Jiajun Zhu	Nuro, Inc. 435 N Whisman Road, Suite 100	Development and operation of Waymo's autonomous
12		Mountain View, CA 94043	vehicle program; Anthony Levandowski's departure
13			from Waymo; Waymo's employee policies
14			concerning confidential and trade secret information;
15			Waymo's policies surrounding side projects and
16 17			side businesses; knowledge of Waymo employee
18			involvement in side projects and side businesses, including that of Anthony
19			Levandowski
20	Dave Ferguson	Nuro, Inc. 435 N Whisman Road, Suite 100	Development and operation of Waymo's autonomous
21		Mountain View, CA 94043	vehicle program; Anthony Levandowski's departure
22			from Waymo; Waymo's employee policies
23			concerning confidential and trade secret information;
24			Waymo's policies surrounding side projects and
25			side businesses; knowledge of Waymo employee
26			involvement in side projects and side businesses,
27			including that of Anthony Levandowski
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Persons	Address	Knowledge
Kyle Vogt	Cruise Automation 201 11th Street San Francisco, CA 94103	Public disclosure of Waymo's purported trade secrets
Employee of Velodyne LiDAR, Inc.	5521 Hellyer Avenue San Jose, CA 95138 (408) 465-2800	Public disclosure of Waymo's purported trade secrets
Employee of Quanergy Systems, Inc.	482 Mercury Drive Sunnyvale, CA 94085 (408) 245-9500	Public disclosure of Waymo's purported trade secrets
Employee of Cepton Technologies, Inc.	103 Bonaventura Drive San Jose, CA 95134	Public disclosure of Waymo's purported trade secrets
Employee of Innoviz Technologies Ltd.	15 Atir Yeda Street Kfar Saba, Israel 4464312 Email: info@innoviz.tech	Public disclosure of Waymo's purported trade secrets
Employee of Luminar Technologies, Inc.	495 Old Spanish Trail Portola Valley, CA 94028	Public disclosure of Waymo's purported trade secrets
Employee of Toyota Motor Sales, U.S.A., Inc.	19001 South Western Avenue Department WC11 Torrance, CA 90501 (310) 468-5084	Public disclosure of Waymo's purported trade secrets
Employee of Ford Motor Company	One American Road Dearborn, MI 48126 (313) 322-3000	Public disclosure of Waymo's purported trade secrets
Employee of BMW of North America, LLC	300 Chestnut Ridge Road Woodcliff Lake, NJ 07677-7731	Public disclosure of Waymo's purported trade secrets
Employee of Leddartech USA Inc.	1209 N. Orange Street Wilmington, DE 19801-1120	Public disclosure of Waymo's purported trade secrets
Employee of Phantom Intelligence Inc.	2740, Rue Einstein Québec, QC G1P 4S4 Canada (418) 650-6518	Public disclosure of Waymo's purported trade secrets
Employee of DENSO International America	24777 Denso Drive Southfield, MI 48086 (248) 350-7500	Public disclosure of Waymo's purported trade secrets
Employee of Continental Automotive, Inc.	18030 MacMillan Park Drive Fort Mill, SC 29707 (704) 583-8710	Public disclosure of Waymo's purported trade secrets

Case 3:17-cv-00939-WHA Document 783-5 Filed 06/30/17 Page 32 of 36

Persons	Address	Knowledge
Employee of Valeo Inc.	150 Stephenson Highway Troy, MI 48083 (248) 619-8300	Public disclosure of Waymo's purported trade secrets
Employee of Suteng Innovation Technology Co., Ltd.	Robosense Building, Block 1 South of Zhongguan Honghualing Industrial District No. 1213 Liuxian Avenue Taoyuan Street, Nanshan District Shenzhen, China Phone: 400 6325830 / 0755-86325830 Email: Service@sz-sti.com	Public disclosure of Waymo's purported trade secrets
Employee of Nalux Co., Ltd.	c/o Acme Agent, Inc. 41 S. High Street, Suite 2800 Columbus, OH 43215	Public disclosure of Waymo's purported trade secrets; communications an business transactions with Waymo or Defendants regarding the manufacture the FAC lens; manufacture, availability, and use of FAC lenses
Employee of OSRAM Opto Semiconductors Inc.	1150 Kifer Road, Suite 100 Sunnyvale, CA 94086	Public disclosure of Waymo's purported trade secrets; communications an business transactions with Waymo or Defendants regarding the manufacture the FAC lens; manufacture availability, and use of FAC lenses; use and position of laser diodes on printed circuit boards
Employee of Gorilla Circuits	Gorilla Circuits c/o CT Corporation 818 W. 7th Street, Suite 930 Los Angeles, CA 90017	Communications and business transactions with Waymo or Defendants regarding components for LiDAR sensors; manufacture, availability, and use of such component

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1	Persons	Address	Knowledge
2 3 4	Employee of Lyft, Inc.	185 Berry Street, Suite 500 San Francisco, CA 94107	Waymo's business plans; Waymo's strategy regarding its business model with respect to self-driving car technology; Waymo's partnerships in the self-
5 6 7 8			driving car space; Waymo's business and strategic plans (and plans generally) for the ride-sharing market, including projections for revenue generation and profitability
9	John Gardner	c/o Rogers Joseph O'Donnell 311 California Street, 10th Floor	Representation of Anthony Levandowski; knowledge of
0		San Francisco, CA	Odin Wave LLC, Tyto LiDAR LLC, and Sandstone
1			Group LLC; Stroz due diligence for the
2	Alisa Baker	Levine & Baker	Uber/Ottomotto acquisition* Representation of Lior Ron;
3 4	Alisa Bakei	340 Pine St Suite 300, San Francisco, CA 94104	knowledge of Odin Wave LLC, Tyto
15			LiDAR LLC, and Sandstone Group LLC; Stroz due diligence for the Uber/Ottomotto acquisition*
17 18	Jordan Jaffe†	Quinn Emanuel Urquhart & Sullivan, LLP 50 California Street, 22nd Floor	Inspection pursuant to the Court's provisional remedy order
19		San Francisco, California 94111 Phone: (415) 875-6600	
20	Felipe Corredor†	Quinn Emanuel Urquhart & Sullivan, LLP	Inspection pursuant to the Court's provisional remedy order
21 22		50 California Street, 22nd Floor San Francisco, California 94111 Phone: (415) 875-6600	order
23	Jeff Nardinelli†	Quinn Emanuel Urquhart & Sullivan, LLP	Inspection pursuant to the Court's provisional remedy
24 25		50 California Street, 22nd Floor San Francisco, California 94111	order
26		Phone: (415) 875-6600	
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Persons	Address	Knowledge
John McCauley†	Quinn Emanuel Urquhart & Sullivan, LLP 50 California Street, 22nd Floor San Francisco, California 94111 Phone: (415) 875-6600	Inspection pursuant to the Court's provisional remedy order
Jared Newton†	Quinn Emanuel Urquhart & Sullivan, LLP 777 6th Street NW, 11th floor Washington, D.C. 20001 Phone: (202) 538-8000	Inspection pursuant to the Court's provisional remedy order

9 to 11 see 12 see 13 pl 14 pr 15 D da 17 W

Defendants believe that Waymo's current and former employees and consultants are likely to have knowledge of: (1) the design and development of Waymo's LiDAR and purported trade secrets, including but not limited to failures to protect the confidentiality of such purported trade secrets; (2) the '922, '464, and '936 patents ("the Asserted Patents"); (3) Waymo's analyses or plans concerning the ride-sharing market, including projections for revenue generation and profitability; (4) Waymo's delay in bringing this lawsuit and motivations for litigating against Defendants; (5) Waymo's practice of allowing competing side businesses; and (6) lack of damages or irreparable harm to Waymo. The identities of all such individuals are known to Waymo but not to Defendants as of the date of this disclosure. Defendants reserve the right to supplement this list as additional facts are disclosed in discovery.

Further, Defendants identify the following persons who may have knowledge of facts relevant to this suit:

- 1. Any custodian of records or other person who may be required to establish authenticity of documents;
- 2. Any and all persons identified by Waymo in its initial disclosures; and

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As set forth in Defendants' motion to compel (Dkt. 687), Waymo has refused to respond to interrogatories or produce documents fundamental to Defendants' defenses, which Uber needs to proceed with depositions. To date, Waymo has produced only 975 documents in response to Defendants' first and second sets of requests for production, consisting of 162 document requests. If and when Waymo fulfills its interrogatory response and document production obligations, Defendants will supplement these disclosures based on information not currently known to Defendants.

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3. Any and all persons whose depositions are taken, who provide written testimony in this action, or who contribute to any response to the parties' discovery requests.

Additionally, Defendants have retained and intend to retain expert witnesses to testify on its defenses, including non-misappropriation of Waymo's alleged trade secrets; the culture, customs, and practices in the autonomous vehicle space; non-infringement; invalidity; forensic investigations to locate the allegedly downloaded files; and lack of damages.

B. DOCUMENTS, ELECTRONICALLY STORED INFORMATION, AND TANGIBLE THINGS [Fed. R. Civ. P. 26(a)(1)(A)(ii)]

Defendants identify the following categories of documents, electronically stored information, and tangible things in its possession, custody, or control that it may use to support its defenses, unless solely for impeachment:

- Documents concerning Defendants' autonomous vehicle program;
- Documents concerning Defendants' design and development of LiDAR;
- Documents concerning Defendants' efforts to commercialize autonomous vehicle technology;
- Drawings or photographs of Defendants' LiDAR;
- Prototypes (or components of prototypes) of Defendants' LiDAR;
- Documents concerning Defendants' hiring process, including hiring agreements;
- Documents concerning Uber's acquisition of Ottomotto;
- The Asserted Patents, their prosecution histories, and prior art to the Asserted Patents;
- Documents in the public domain relating to Waymo's purported trade secrets;
- Documents concerning third-party suppliers of LiDAR components; and
- Waymo's filings, submissions, applications, or certifications made to public entities pertaining to the use of lasers in autonomous vehicles.

To the extent the above-identified documents are within the possession, custody, or control of Defendants, such documents are generally located at Defendants' offices at 1455 Market Street, San Francisco, CA 94103.

Defendants' search for documents is ongoing, and Defendants reserve the right to

1 supplement this disclosure under Federal Rule of Civil Procedure 26(e)(1). Defendants may also 2 rely on documents produced by any party and third party to this litigation, including Defendants 3 themselves and Waymo. 4 Defendants reserve the right to object to the production of any documents described herein 5 on any basis permitted by the Federal Rules of Civil Procedure. 6 C. **COMPUTATION OF DAMAGES** [Fed. R. Civ. P. 26(a)(1)(A)(iii)] 7 Pursuant to Fed. R. Civ. P. 26(a)(1)(C), Defendants may seek attorneys' fees and costs in 8 defending this action, but are unable at this time to estimate the amount. 9 D. **INSURANCE AGREEMENTS** [Fed. R. Civ. P. 26(a)(1)(A)(iv)] 10 Defendants are currently unaware of any insurance contracts applicable to any claim in this action. 11 12 **CERTIFICATION** 13 To the best of my knowledge, information and belief, formed after an inquiry that is reasonable under the circumstances, this disclosure is complete and correct as of the date set forth 14 below. 15 16 17 Dated: June 21, 2017 MORRISON & FOERSTER LLP 18 By: /s/ Michael A. Jacobs 19 MICHAEL A. JACOBS 20 Attorneys for Defendants UBER TECHNOLOGIES, INC. 21 and OTTOMOTTO LLC 22 23 24 25 26 27 28